## ORDER SHEET

## WEST BENGAL HOUSING INDUSTRY REGULATORY AUTHORITY

	Com	plaint No. COM-000245
et e	Rajiv Krishna Bhatia	Complainant
	AND	
Bengal Unitech Un	iversal Infrastructure Pvt Ltd	Respondent

Sl. Number and date of order	Order and signature of Officer	Note of action Taken on order
1		
	Complainant is present filing hazira.	
	Authorised Representative of the Respondent Shri Gour Saha is present	
	filing hazira.	
	The Authorised representative of the Respondent filed Written	=
	Response to the Complaint Petition and also a petition pleading for non-	
	maintainability of this Complaint, serving copy to the Complainant at the	
	time of hearing.	
	Heard both the parties in detail.	
	The case of the Complainant is that he booked a unit bearing number	
	01-07-701 in the project of the Respondent Promoter named as 'Uniworld	
	City-AIR' having super built-up area of approx. 3702 sq ft on payment of	
m	total consideration price of Rs.2,25,59,061/ Till date he has paid to the	
Dictated & corrected	Respondent Rs.1,28,49,119/- as part of the consideration money. As per the	
by me	agreement between the parties, the possession was scheduled to be delivered	
8	by July,2016 but till date the Respondent did not deliver the possession.	
9	The Complainant submitted necessary documents in support of his case	
	which are taken on record.	

Dictated & corrected by me



Respondent submitted that Complainant is a party at Serial No. 10719, customer code-UA-86 in the Amicus Curie list in Supreme Court of India SLP (Crl) No.5978-5979 of 2017.

Respondent submitted that the Complaint Petition is not maintainable as the matter is sub-judice in the Apex Court.

Let the Complainant produce necessary documents on the next date of hearing to prove that the petition is maintainable under this Authority and not barred by res-judicata or res sub-judice.

Also the Complainant is at liberty to file rejoinder ,if any against the Written Response of the Respondent.

Fix this matter for further hearing and orders on 23/03/2020. Communicate this order to both the parties.

(ONKAR SINGH MEENA)
Designated Authority,
Housing Industry Regulatory Authority,
West Bengal.